

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
ALEXANDRIA DIVISION

UNITED STATES OF AMERICA

vs.

ZACARIAS MOUSSAOUI,

Defendant.

**COURTROOM TELEVISION
NETWORK LLC**

Movant-Intervenor.

Criminal No. 1:01cr455

**COURTROOM TELEVISION NETWORK LLC'S MOTION TO INTERVENE
FOR THE LIMITED PURPOSE OF OBTAINING LEAVE TO
RECORD AND TELECAST PRETRIAL AND TRIAL PROCEEDINGS
AND MEMORANDUM IN SUPPORT THEREOF**

Comes now Movant-Intervenor Courtroom Television Network LLC ("Court TV") and, for its motion for leave to intervene in this proceeding for the limited purpose of obtaining leave to record and telecast pretrial and trial proceedings in the captioned matter, and for its memorandum in support thereof, respectfully states:

1. This is a criminal prosecution instituted by the United States against an individual accused of active participation in the deaths of thousands of Americans in the terrorist attacks on the Pentagon and New York City's World Trade Center on September 11, 2001. The level of public interest in and concern with the substantial issues regarding national security and administration of justice presented by the case cannot be overstated, and that interest and concern

is not merely on the part of American citizens: The eyes, quite literally, of the world are uniquely focused on this Court and its administration of justice in this case.

2. For the reasons set forth more fully in the memorandum accompanying Court TV's motion for leave to record and telecast the proceedings herein, the public interest in and concern with this criminal prosecution would best be addressed by permitting Court TV to record and telecast to the public around the world these proceedings.

3. Intervention is the appropriate vehicle for news organizations and other members of the public to vindicate their access rights in the context of criminal proceedings, *see, e.g., In re Washington Post Co.*, 807 F.2d 383 (4th Cir. 1986); *In re Knight Publishing Co.*, 743 F.2d 231 (4th Cir. 1984), and as the Supreme Court and the Fourth Circuit both have emphasized, a news organization moving to intervene in these circumstances must be afforded a prompt and full hearing on such a motion. *See, e.g., Globe Newspaper Co. v. Superior Court*, 457 U.S. 596, 609 n.25 (1982) (media and public “must be given an opportunity to be heard” on questions relating to access) (citation omitted); *Rushford v. New Yorker Magazine, Inc.*, 846 F.2d 249, 253-54 (4th Cir. 1988) (same).

4. Because the premises for this motion are fully set forth herein, Court TV has not filed a separate memorandum.

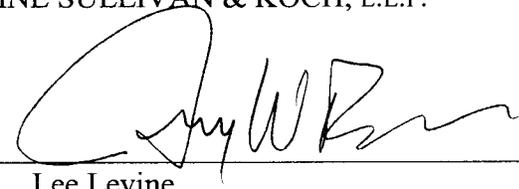
WHEREFORE, Court TV respectfully requests that the Court enter an order, a proposed form of which is attached, granting its motion for leave to intervene for the limited purpose stated herein.

Dated: December 21, 2001

Respectfully submitted,

LEVINE SULLIVAN & KOCH, L.L.P.

By: _____



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ATTORNEYS FOR MOVANT- INTERVENOR
COURTROOM TELEVISION NETWORK LLC

CERTIFICATE OF SERVICE

I hereby certify that, on this 21st day of December 2001, I served true and correct copies of the foregoing Courtroom Television Network LLC's Motion to Intervene for the Limited Purpose of Obtaining Leave to Record and Telecast Pretrial and Trial Proceedings and Memorandum in Support Thereof by hand-delivery or courier for next-business-day delivery, as indicated below, upon counsel for the parties as follows:

By Hand Delivery

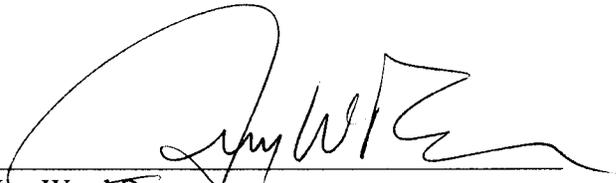
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